



January 18, 2002

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## HOUSE BILL No. 1204

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DIGEST OF HB 1204 (Updated January 16, 2002 2:53 PM - DI 105)

**Citations Affected:** IC 34-49.

**Synopsis:** Appeal bonds. Limits the amount of an appeal bond that an appellant must post to stay execution on a judgment while an appeal is pending to \$25,000,000.

**Effective:** July 1, 2002.

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**Dvorak, Young D**

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January 10, 2002, read first time and referred to Committee on Courts and Criminal Code.  
January 17, 2002, reported — Do Pass.

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HB 1204—LS 6845/DI 69+



January 18, 2002

Second Regular Session 112th General Assembly (2002)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2001 General Assembly.

## HOUSE BILL No. 1204

A BILL FOR AN ACT to amend the Indiana Code concerning civil law and procedure.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1       SECTION 1. IC 34-49-5-3 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2002]: **Sec. 3. (a) An appeal bond that an appellant must post to**  
4 **stay execution on a judgment while an appeal is pending may not**  
5 **exceed twenty-five million dollars (\$25,000,000) regardless of the**  
6 **total amount of the judgment.**  
7       **(b) Notwithstanding subsection (a), if an appellee proves by a**  
8 **preponderance of the evidence that an appellant is dissipating**  
9 **assets outside the ordinary course of business to avoid payment of**  
10 **a judgment, a court may enter orders that:**  
11       **(1) are necessary to protect the appellee; and**  
12       **(2) require the appellant to post a bond that is equal to the**  
13       **total amount of the judgment.**

HB 1204—LS 6845/DI 69+



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## COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred House Bill 1204, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

DVORAK, Chair

Committee Vote: yeas 11, nays 1.

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HB 1204—LS 6845/DI 69+

